I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: April 5, 2010

Electronic Signature for William A. Di Bianca: /William A. Di Bianca/

EXPEDITED PROCEDURE

Group Art Unit: 3738

Docket No.: SPINE 3.0-437 CIP CIP CIP CIP CON VI

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

:

Errico et al.

:

Application No.: 10/642,529

: Group Art Unit: 3738

:

:

Filed: August 15, 2003

: Examiner: B. E.

: Pellegrino

:

For: INTERVERTEBRAL SPACER DEVICE

HAVING A CIRCUMFERENTIALLY BURIED WIRE MESH ENDPLATE

ATTACHMENT DEVICE

AMENDMENT UNDER 37 CFR § 1.116

MS AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated November 3, 2009, finally rejecting claims 21,23-27,29, and 30. Please amend the above-identified U.S. patent application as follows: